

**THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
MACON DIVISION**

**CLEAVON LAMAR BATTLE,**

**Plaintiff,**

**v.**

**TOMMIE L. EDWARDS and  
TAWANDA BASLEY,**

**Defendants.**

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**Civil Action  
No. 5:09-cv-81 (CAR)**

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**ORDER ON REPORT AND RECOMMENDATION  
OF THE UNITED STATES MAGISTRATE JUDGE**

Before the Court is the Recommendation of the United States Magistrate Judge that Plaintiff's claims against Defendant Tawanda Basley be dismissed. (Doc. 11). Plaintiff has entered an Objection to the Recommendation. Upon review of the Recommendation, of Plaintiff's objections, and of the relevant legal authorities, the Court agrees with the findings of the Recommendation and it is hereby **ADOPTED AND MADE THE ORDER OF THE COURT**. Plaintiff's claims against Defendant Basley do not state a claim upon which relief can be granted, in that a state prisoner "has no constitutionally protected liberty interest in an inmate grievance procedure." See Thomas v. Warner, 237 Fed.Appx. 435, 437 (11<sup>th</sup> Cir. 2007)(unpublished opinion); Baker v. Rexroad, 159 Fed. Appx. 61, 62 (11<sup>th</sup> Cir. 2005)(unpublished

opinion)(citing Flick v. Alba, 932 F.2d 728, 729 (4<sup>th</sup> Cir. 1994)(holding that prison administrative remedy procedures “do not in and of themselves create a liberty interest in access to that procedure,” and that “the prisoner's right to petition the government for redress is the right of access to the courts, which is not compromised by the prison's refusal to entertain his grievance”). Accordingly, it is hereby **ORDERED** that Plaintiff's claims against Defendant Tawanda Basley shall be **DISMISSED**.

It is SO ORDERED this 21<sup>ST</sup> day of July, 2009.

S/ C. Ashley Royal  
C. ASHLEY ROYAL, JUDGE  
UNITED STATES DISTRICT COURT

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